



Paper No. 3

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In re Application of:  
DAY, RICHARD DAVID, *et al.*  
Application No. 09/648,420  
Filed: 08/28/2000  
Attorney Docket No. 20533-000210

OFFICE OF PETITIONS  
A/C PATENTS  
DECISION GRANTING  
PETITION

This is a decision on the petition under 37 C.F.R. §1.10(c), filed on March 26, 2001, requesting that the above-identified application be accorded a filing date of August 23, 2000, rather than the presently accorded filing date of August 28, 2000.

Petitioner alleges that the application was deposited in Express Mail service on August 23, 2000. In support, the petition is accompanied by a copy of Express Mail receipt no. EL496155546US (the same Express Mail number found on the original application papers located in the official file) showing a "date in" of August 23, 2000.

In view of the above, *this petition is GRANTED.*

This application will be returned to Initial Patent Examination Division for correction of the filing date to August 23, 2000.

Telephone inquiries concerning this matter may be directed to Petitions Attorney Scott M. Ledford in the Office of Petitions at (703) 306-5593.

Beverly Flanagan  
Supervisory Petitions Examiner  
Office of Petitions  
Office of the Deputy Assistant Commissioner  
for Patent Examination Policy